



General Assembly

February Session, 2018

**Governor's Bill No. 5041**

LCO No. 337



Referred to Committee on JUDICIARY

Introduced by:

REP. ARESIMOWICZ, 30<sup>th</sup> Dist.

REP. RITTER M., 1<sup>st</sup> Dist.

SEN. LOONEY, 11<sup>th</sup> Dist.

SEN. DUFF, 25<sup>th</sup> Dist.

***AN ACT CONCERNING THE TRANSFER OF JUVENILE SERVICES  
FROM THE DEPARTMENT OF CHILDREN AND FAMILIES TO THE  
COURT SUPPORT SERVICES DIVISION OF THE JUDICIAL BRANCH.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1       Section 1. (*Effective from passage*) (NEW) Not later than July 1, 2018,  
2       the Commissioner of Children and Families shall cause the transfer of  
3       each child and youth, as defined in section 46b-120 of the general  
4       statutes, placed in the Connecticut Juvenile Training School, to (1) an  
5       appropriate institution, hospital or facility under the jurisdiction of the  
6       Court Support Services Division of the Judicial Branch, (2) any private  
7       or nonprofit agency, association or organization under contract with  
8       said branch, whether within or without this state, or (3) the care and  
9       custody of the parent or parents or legal guardian of the child;  
10      wherever such placement is in the best interest of the child.

11      Sec. 2. (*Effective July 1, 2018*) (NEW) The Court Support Services

12 Division of the Judicial Branch shall assume, and the Commissioner of  
13 Children and Families shall cease to have legal authority and  
14 responsibility over any child or youth, as defined in section 46b-120 of  
15 the general statutes, who on July 1, 2018, by virtue of any order of the  
16 superior court for Juvenile Matters, is a child or youth convicted as  
17 delinquent, as described in section 46b-120 of the general statutes, and  
18 who was committed to the Department of Children and Families.  
19 Notwithstanding any provision of the general statutes or regulations  
20 adopted thereunder or any public or special act, the Court Support  
21 Services Division of the Judicial Branch shall thereupon assume all  
22 liability and responsibility for each such child or youth, and exercise  
23 such powers, duties and functions regarding each such child or youth,  
24 as assigned to or held or conducted by the Commissioner of Children  
25 and Families prior to July 1, 2018.

26 Sec. 3. (*Effective July 1, 2018*) (NEW) The Chief Court Administrator,  
27 or his or her designee, shall act as administrator of the Interstate  
28 Compact for Juveniles under section 46b-151h of the general statutes.

29 Sec. 4. Section 4b-55 of the general statutes is repealed and the  
30 following is substituted in lieu thereof (*Effective July 1, 2018*):

31 As used in this section, section 4b-1 and sections 4b-56 to 4b-59,  
32 inclusive, unless the context clearly requires otherwise:

33 (1) "Commissioner" means the Commissioner of Administrative  
34 Services;

35 (2) "Consultant" means (A) any architect, professional engineer,  
36 landscape architect, land surveyor, accountant, interior designer,  
37 environmental professional or construction administrator, who is  
38 registered or licensed to practice such person's profession in  
39 accordance with the applicable provisions of the general statutes, or  
40 (B) any planner or financial specialist;

41 (3) "Consultant services" includes those professional services

42 rendered by architects, professional engineers, landscape architects,  
43 land surveyors, accountants, interior designers, environmental  
44 professionals, construction administrators, planners or financial  
45 specialists, as well as incidental services that members of these  
46 professions and those in their employ are authorized to perform;

47 (4) "Firm" means any individual, partnership, corporation, joint  
48 venture, association or other legal entity (A) authorized by law to  
49 practice the profession of architecture, landscape architecture,  
50 engineering, land surveying, accounting, interior design,  
51 environmental or construction administration, or (B) practicing the  
52 profession of planning or financial specialization;

53 (5) "Priority higher education facility project" means any project  
54 which is part of a state program to repair, renovate, enlarge, equip,  
55 purchase or construct (A) instructional facilities, (B) academic core  
56 facilities, including library, research and laboratory facilities, (C)  
57 student residential or related student dining facilities, or (D) utility  
58 systems related to such projects, which are or will be operated under  
59 the jurisdiction of the board of trustees of any constituent unit of the  
60 state system of higher education, except The University of Connecticut  
61 provided the project is included in the comprehensive facilities master  
62 plan of the constituent unit in the most recent state facility plan of the  
63 Office of Policy and Management pursuant to section 4b-23;

64 (6) "Project" means any state program requiring consultant services  
65 if the cost of such services is estimated to exceed five hundred  
66 thousand dollars;

67 (7) "Selection panel" or "panel" means the State Construction  
68 Services Selection Panel established pursuant to subsection (a) of  
69 section 4b-56 or, in the case of a Connecticut Health and Education  
70 Facilities Authority project pursuant to section 10a-186a, means the  
71 Connecticut Health and Education Facilities Authority Construction  
72 Services Panel established pursuant to subsection (c) of section 4b-56;

73 (8) "User agency" means the state department or agency requesting  
74 the project or the agency for which such project is being undertaken  
75 pursuant to law;

76 (9) "Community court project" means (A) any project to renovate  
77 and improve a facility designated for the community court established  
78 pursuant to section 51-181c, and (B) the renovation and improvement  
79 of other state facilities required for the relocation of any state agency  
80 resulting from the placement of the community court;

81 [(10) "Connecticut Juvenile Training School project" means a project  
82 (A) to develop on a designated site new facilities for a Connecticut  
83 Juvenile Training School in Middletown including, but not limited to,  
84 preparing a feasibility study for, designing, constructing,  
85 reconstructing, improving or equipping said facility for use by the  
86 Department of Children and Families, which is an emergency project  
87 because there is an immediate need for completion of said project to  
88 remedy overcrowding at Long Lane School; said school shall have an  
89 annual average daily population of not more than two hundred forty  
90 residents; or (B) to develop a separate facility for girls including, but  
91 not limited to, acquiring of land or buildings, designing, constructing,  
92 reconstructing, improving or equipping said facility for use by the  
93 Department of Children and Families;]

94 [(11)] (10) "Downtown Hartford higher education center project"  
95 means a project to develop a higher education center, as defined in  
96 subparagraph (B) of subdivision (2) of section 32-600, and as described  
97 in subsection (a) of section 32-612, for the regional community-  
98 technical college system;

99 [(12)] (11) "Correctional facility project" means any project (A) which  
100 is part of a state program to repair, renovate, enlarge or construct  
101 facilities which are or will be operated by the Department of  
102 Correction, and (B) for which there is an immediate need for  
103 completion in order to remedy prison and jail overcrowding; and

104        [(13)] (12) "Juvenile detention center project" means any project (A)  
105        which is part of a state program to repair, renovate, enlarge or  
106        construct juvenile detention centers which are or will be operated by  
107        the Judicial Department, and (B) for which there is an immediate need  
108        for completion in order to remedy overcrowding.

109        Sec. 5. Subsection (a) of section 4b-58 of the general statutes is  
110        repealed and the following is substituted in lieu thereof (*Effective July*  
111        *1, 2018*):

112        (a) (1) Except in the case of a project, a priority higher education  
113        facility project, a project, as defined in subdivision (16) of section 10a-  
114        109c, undertaken by The University of Connecticut, a community court  
115        project, a correctional facility project, a juvenile detention center  
116        project, and the downtown Hartford higher education center project,  
117        the commissioner shall negotiate a contract for consultant services with  
118        the firm most qualified, in the commissioner's judgment, at  
119        compensation which the commissioner determines is both fair and  
120        reasonable to the state. (2) In the case of a project, the commissioner  
121        shall negotiate a contract for such services with the most qualified firm  
122        from among the list of firms submitted by the panel at compensation  
123        which the commissioner determines in writing to be fair and  
124        reasonable to the state. If the commissioner is unable to conclude a  
125        contract with any of the firms recommended by the panel, the  
126        commissioner shall, after issuing written findings of fact documenting  
127        the reasons for such inability, negotiate with those firms which the  
128        commissioner determines to be most qualified, at fair and reasonable  
129        compensation, to render the particular consultant services under  
130        consideration. (3) Whenever consultant services are required for a  
131        priority higher education facility project, a project involving the  
132        construction, repair or alteration of a building or premises under the  
133        supervision of the Office of the Chief Court Administrator or property  
134        where the Judicial Department is the primary occupant, a community  
135        court project, a correctional facility project, a juvenile detention center  
136        project, or the downtown Hartford higher education center project, the

137 commissioner shall select and interview at least three consultants or  
138 firms and shall negotiate a contract for consultant services with the  
139 firm most qualified, in the commissioner's judgment, at compensation  
140 which the commissioner determines is both fair and reasonable to the  
141 state. [ except that if, in the opinion of the commissioner, the  
142 Connecticut Juvenile Training School project needs to be expedited in  
143 order to meet the needs of the Department of Children and Families,  
144 the commissioner may waive such selection requirement.] Except for  
145 the downtown Hartford higher education center project, the  
146 commissioner shall notify the State Properties Review Board of the  
147 commissioner's action not later than five business days after such  
148 action for its approval or disapproval in accordance with subsection (i)  
149 of section 4b-23, except that if, not later than fifteen days after such  
150 notice, a decision has not been made, the board shall be deemed to  
151 have approved such contract.

152       Sec. 6. Subsection (l) of section 10-233d of the 2018 supplement to  
153 the general statutes is repealed and the following is substituted in lieu  
154 thereof (*Effective July 1, 2018*):

155       (l) (1) Any student who commits an expellable offense and is  
156 subsequently committed to a juvenile detention center [ the  
157 Connecticut Juvenile Training School] or any other residential  
158 placement for such offense may be expelled by a local or regional  
159 board of education in accordance with the provisions of this section.  
160 The period of expulsion shall run concurrently with the period of  
161 commitment to a juvenile detention center [ the Connecticut Juvenile  
162 Training School or any] or other residential placement.

163       (2) If a student who committed an expellable offense seeks to return  
164 to a school district after participating in a diversionary program or  
165 having been detained in a juvenile detention center [ the Connecticut  
166 Juvenile Training School] or any other residential placement and such  
167 student has not been expelled by the local or regional board of  
168 education for such offense under subdivision (1) of this subsection, the

169 local or regional board of education for the school district to which the  
170 student is returning shall allow such student to return and may not  
171 expel the student for additional time for such offense.

172 Sec. 7. Subsection (b) of section 10-233k of the general statutes is  
173 repealed and the following is substituted in lieu thereof (*Effective July*  
174 *1, 2018*):

175 (b) The Department of Children and Families and the Judicial  
176 Department or the local or regional board of education shall provide to  
177 the superintendent of schools any educational records within their  
178 custody of a child seeking to enter or return to a school district from a  
179 juvenile detention center [ the Connecticut Juvenile Training School,]  
180 or any other residential placement [ ] prior to the child's entry or  
181 return. The agencies shall also require any contracting entity that holds  
182 custody of such records to provide them to the superintendent of  
183 schools prior to the child's entry or return. Receipt of the educational  
184 records shall not delay a child from enrolling in school. The  
185 superintendent of schools shall provide such information to the  
186 principal at the school the child will be attending. The principal shall  
187 disclose such information to appropriate staff as is necessary to the  
188 education or care of the child.

189 Sec. 8. Subsection (a) of section 12-19a of the general statutes is  
190 repealed and the following is substituted in lieu thereof (*Effective July*  
191 *1, 2018*):

192 (a) Until the fiscal year commencing July 1, 2016, on or before  
193 January first, annually, the Secretary of the Office of Policy and  
194 Management shall determine the amount due, as a state grant in lieu of  
195 taxes, to each town in this state wherein state-owned real property,  
196 reservation land held in trust by the state for an Indian tribe, a  
197 municipally owned airport, or any airport owned by the Connecticut  
198 Airport Authority, other than Bradley International Airport, except  
199 that which was acquired and used for highways and bridges, but not

200 excepting property acquired and used for highway administration or  
201 maintenance purposes, is located. The grant payable to any town  
202 under the provisions of this section in the state fiscal year commencing  
203 July 1, 1999, and each fiscal year thereafter, shall be equal to the total of  
204 (1) (A) one hundred per cent of the property taxes which would have  
205 been paid with respect to any facility designated by the Commissioner  
206 of Correction, on or before August first of each year, to be a  
207 correctional facility administered under the auspices of the  
208 Department of Correction or a juvenile detention center under  
209 direction of the [Department of Children and Families] Court Support  
210 Services Division of the Judicial Branch that was used for incarcerative  
211 purposes during the preceding fiscal year. If a list containing the name  
212 and location of such designated facilities and information concerning  
213 their use for purposes of incarceration during the preceding fiscal year  
214 is not available from the Secretary of the State on the first day of  
215 August of any year, said commissioner shall, on said first day of  
216 August, certify to the Secretary of the Office of Policy and  
217 Management a list containing such information, (B) one hundred per  
218 cent of the property taxes which would have been paid with respect to  
219 that portion of the John Dempsey Hospital located at The University of  
220 Connecticut Health Center in Farmington that is used as a permanent  
221 medical ward for prisoners under the custody of the Department of  
222 Correction. Nothing in this section shall be construed as designating  
223 any portion of The University of Connecticut Health Center John  
224 Dempsey Hospital as a correctional facility, and (C) in the state fiscal  
225 year commencing July 1, 2001, and each fiscal year thereafter, one  
226 hundred per cent of the property taxes which would have been paid  
227 on any land designated within the 1983 Settlement boundary and  
228 taken into trust by the federal government for the Mashantucket  
229 Pequot Tribal Nation on or after June 8, 1999, (2) subject to the  
230 provisions of subsection (c) of this section, sixty-five per cent of the  
231 property taxes which would have been paid with respect to the  
232 buildings and grounds comprising Connecticut Valley Hospital in  
233 Middletown. Such grant shall commence with the fiscal year beginning



234 July 1, 2000, and continuing each year thereafter, (3) notwithstanding  
235 the provisions of subsections (b) and (c) of this section, with respect to  
236 any town in which more than fifty per cent of the property is state-  
237 owned real property, one hundred per cent of the property taxes  
238 which would have been paid with respect to such state-owned  
239 property. Such grant shall commence with the fiscal year beginning  
240 July 1, 1997, and continuing each year thereafter, (4) subject to the  
241 provisions of subsection (c) of this section, forty-five per cent of the  
242 property taxes which would have been paid with respect to all other  
243 state-owned real property, (5) forty-five per cent of the property taxes  
244 which would have been paid with respect to all municipally owned  
245 airports or any airport owned by the Connecticut Airport Authority,  
246 other than Bradley International Airport, except for the exemption  
247 applicable to such property, on the assessment list in such town for the  
248 assessment date two years prior to the commencement of the state  
249 fiscal year in which such grant is payable. The grant provided  
250 pursuant to this section for any municipally owned airport or any  
251 airport owned by the Connecticut Airport Authority, other than  
252 Bradley International Airport, shall be paid to any municipality in  
253 which the airport is located, except that the grant applicable to  
254 Sikorsky Airport shall be paid half to the town of Stratford and half to  
255 the city of Bridgeport, and (6) forty-five per cent of the property taxes  
256 which would have been paid with respect to any land designated  
257 within the 1983 Settlement boundary and taken into trust by the  
258 federal government for the Mashantucket Pequot Tribal Nation prior  
259 to June 8, 1999, or taken into trust by the federal government for the  
260 Mohegan Tribe of Indians of Connecticut, provided (A) the real  
261 property subject to this subdivision shall be the land only, and shall  
262 not include the assessed value of any structures, buildings or other  
263 improvements on such land, and (B) said forty-five per cent grant shall  
264 be phased in as follows: (i) In the fiscal year commencing July 1, 2012,  
265 an amount equal to ten per cent of said forty-five per cent grant, (ii) in  
266 the fiscal year commencing July 1, 2013, thirty-five per cent of said  
267 forty-five per cent grant, (iii) in the fiscal year commencing July 1,

268 2014, sixty per cent of said forty-five per cent grant, (iv) in the fiscal  
269 year commencing July 1, 2015, eighty-five per cent of said forty-five  
270 per cent grant, and (v) in the fiscal year commencing July 1, 2016, one  
271 hundred per cent of said forty-five per cent grant.

272 Sec. 9. Subsection (a) of section 17a-3 of the 2018 supplement to the  
273 general statutes is repealed and the following is substituted in lieu  
274 thereof (*Effective July 1, 2018*):

275 (a) The department shall plan, create, develop, operate or arrange  
276 for, administer and evaluate a comprehensive and integrated state-  
277 wide program of services, including preventive services, for children  
278 and youths whose behavior does not conform to the law or to  
279 acceptable community standards, or who are mentally ill, including  
280 deaf and hard of hearing children and youths who are mentally ill,  
281 emotionally disturbed, substance abusers, [delinquent,] abused,  
282 neglected or uncared for, including all children and youths who are or  
283 may be committed to it by any court, and all children and youths  
284 voluntarily admitted to, or remaining voluntarily under the  
285 supervision of, the commissioner for services of any kind. Services  
286 shall not be denied to any such child or youth solely because of other  
287 complicating or multiple disabilities. The department shall work in  
288 cooperation with other child-serving agencies and organizations to  
289 provide or arrange for preventive programs, including, but not limited  
290 to, teenage pregnancy and youth suicide prevention, for children and  
291 youths and their families. The program shall provide services and  
292 placements that are clinically indicated and appropriate to the needs of  
293 the child or youth. [, except that such services and placements shall not  
294 commence or continue for a delinquent child who has attained the age  
295 of twenty.] In furtherance of this purpose, the department shall: (1)  
296 [Maintain the Connecticut Juvenile Training School and other  
297 appropriate facilities exclusively for delinquents; (2) develop] Develop  
298 a comprehensive program for prevention of problems of children and  
299 youths and provide a flexible, innovative and effective program for the  
300 placement, care and treatment of children and youths committed by

301 any court to the department, transferred to the department by other  
302 departments, or voluntarily admitted to the department; [(3)] (2)  
303 provide appropriate services to families of children and youths as  
304 needed to achieve the purposes of sections 17a-1 to 17a-26, inclusive,  
305 17a-28 to 17a-49, inclusive, and 17a-51; [(4)] (3) establish incentive paid  
306 work programs for children and youths under the care of the  
307 department and the rates to be paid such children and youths for work  
308 done in such programs and may provide allowances to children and  
309 youths in the custody of the department; [(5)] (4) be responsible to  
310 collect, interpret and publish statistics relating to children and youths  
311 within the department; [(6)] (5) conduct studies of any program,  
312 service or facility developed, operated, contracted for or supported by  
313 the department in order to evaluate its effectiveness; [(7)] (6) establish  
314 staff development and other training and educational programs  
315 designed to improve the quality of departmental services and  
316 programs, which shall include, but not be limited to, training in the  
317 prevention, identification and effects of family violence, provided no  
318 social worker trainee shall be assigned a case load prior to completing  
319 training, and may establish educational or training programs for  
320 children, youths, parents or other interested persons on any matter  
321 related to the promotion of the well-being of children, or the  
322 prevention of mental illness, emotional disturbance [, delinquency]  
323 and other disabilities in children and youths; [(8)] (7) develop and  
324 implement aftercare and follow-up services appropriate to the needs of  
325 any child or youth under the care of the department; [(9)] (8) establish  
326 a case audit unit to monitor each regional office's compliance with  
327 regulations and procedures; [(10)] (9) develop and maintain a database  
328 listing available community service programs funded by the  
329 department; [(11)] (10) provide outreach and assistance to persons  
330 caring for children whose parents are unable to do so by informing  
331 such persons of programs and benefits for which they may be eligible;  
332 and [(12)] (11) collect data sufficient to identify the housing needs of  
333 children served by the department and share such data with the  
334 Department of Housing.

335       Sec. 10. Subsection (a) of section 17a-4 of the general statutes is  
336       repealed and the following is substituted in lieu thereof (*Effective July*  
337       *1, 2018*):

338       (a) There shall be a State Advisory Council on Children and  
339       Families which shall consist of nineteen members as follows: (1)  
340       Thirteen members appointed by the Governor, including two persons  
341       who are child care professionals, two persons eighteen to twenty-five  
342       years of age, inclusive, served by the Department of Children and  
343       Families, one child psychiatrist licensed to practice medicine in this  
344       state and one attorney who has expertise in legal issues related to  
345       children and youth and seven persons who shall be representative of  
346       young persons, parents and others interested in the delivery of services  
347       to children and youths, including child protection, behavioral health [,  
348       juvenile justice] and prevention services, at least four of whom shall be  
349       parents, foster parents or family members of children who have  
350       received, or are receiving, behavioral health services [,] or child welfare  
351       services; [or juvenile services;] and (2) six members representing the  
352       regional advisory councils established pursuant to section 17a-30,  
353       appointed one each by the members of each council. On and after  
354       October 1, 2014, no more than half the members of the council shall be  
355       persons who receive income from a private practice or any public or  
356       private agency that delivers mental health, substance abuse, child  
357       abuse prevention and treatment [,] or child welfare services. [or  
358       juvenile services.] Members of the council shall serve without  
359       compensation, except for necessary expenses incurred in the  
360       performance of their duties. The Department of Children and Families  
361       shall provide the council with funding to facilitate the participation of  
362       those members representing families and youth, as well as for other  
363       administrative support services. Members shall serve on the council  
364       for terms of two years each and no member shall serve for more than  
365       three consecutive terms. The commissioner shall be an ex-officio  
366       member of the council without vote and shall attend its meetings. Any  
367       member who fails to attend three consecutive meetings or fifty per cent

368 of all meetings during any calendar year shall be deemed to have  
369 resigned. The council shall elect a chairperson and vice-chairperson to  
370 act in the chairperson's absence.

371 Sec. 11. Section 17a-6 of the general statutes is repealed and the  
372 following is substituted in lieu thereof (*Effective July 1, 2018*):

373 The commissioner, or the commissioner's designee, shall:

374 (a) Establish or contract for the use of a variety of facilities and  
375 services for identification, evaluation, discipline, rehabilitation,  
376 aftercare, treatment and care of children and youths in need of the  
377 department's services;

378 (b) Administer in a coordinated and integrated manner all  
379 institutions and facilities which are or may come under the jurisdiction  
380 of the department and shall appoint advisory groups for any such  
381 institution or facility;

382 (c) Encourage the development of programs and the establishment  
383 of facilities for children and youths by public or private agencies and  
384 groups;

385 (d) Enter into cooperative arrangements with public or private  
386 agencies outside the state;

387 (e) Insure that all children under the commissioner's supervision  
388 have adequate food, clothing, shelter and adequate medical, dental,  
389 psychiatric, psychological, social, religious and other services;

390 (f) Provide, in the commissioner's discretion, needed service to any  
391 municipality, agency, or person, whether or not such person is  
392 committed to the commissioner;

393 (g) Adopt and enforce regulations and establish rules for the  
394 internal operation and administration of the department in accordance  
395 with chapter 54;

396 (h) Undertake, contract for or otherwise stimulate research  
397 concerning children and youths;

398 (i) Subject to the provisions of chapter 67, appoint such professional,  
399 technical and other personnel as may be necessary for the efficient  
400 operation of the department;

401 (j) Coordinate the activities of the department with those of other  
402 state departments, municipalities and private agencies concerned with  
403 providing services for children and youths and their families;

404 [(k) Act as administrator of the Interstate Compact for Juveniles  
405 under section 46b-151h;]

406 [(l)] (k) Provide or arrange for the provision of suitable education  
407 for every child under the commissioner's supervision, either in public  
408 schools, special educational programs, private schools, educational  
409 programs within the institutions or facilities under the commissioner's  
410 jurisdiction, or work and training programs otherwise provided by  
411 law. The suitability of educational programs provided by the  
412 commissioner shall be subject to review by the Department of  
413 Education;

414 [(m)] (l) Submit to the state advisory council for its comment  
415 proposals for new policies or programs and the proposed budget for  
416 the department;

417 [(n)] (m) Have any and all other powers and duties as are necessary  
418 to administer the department and implement the purposes of sections  
419 17a-1 to 17a-26, inclusive, and 17a-28 to 17a-49, inclusive; and

420 [(o)] (n) Conduct and render a final decision in administrative  
421 hearings. [; and]

422 [(p) Provide programs for juvenile offenders that are gender specific  
423 in that they comprehensively address the unique needs of a targeted  
424 gender group.]

425 Sec. 12. Subsection (b) of section 17a-11 of the general statutes is  
426 repealed and the following is substituted in lieu thereof (*Effective July*  
427 *1, 2018*):

428 (b) A child or youth voluntarily admitted to the department shall be  
429 deemed to be within the care of the commissioner until such admission  
430 is terminated. The commissioner shall terminate the admission of any  
431 child or youth voluntarily admitted to the department within ten days  
432 after receipt of a written request for termination from a parent or  
433 guardian of any child under fourteen years of age or from a child if  
434 such child is fourteen years of age or older, or youth, unless prior to  
435 the expiration of that time the commissioner has sought and received  
436 from the Superior Court an order of temporary custody as provided by  
437 law. Except as provided in subsection (i) of this section, the  
438 commissioner may terminate the admission of any child or youth  
439 voluntarily admitted to the department after (1) giving reasonable  
440 notice in writing to (A) the parent or guardian of any child or youth,  
441 and (B) the child, if such child is fourteen years of age or older, or  
442 youth, and (2) if the commissioner has previously petitioned the  
443 Probate Court pursuant to subsection (c) of this section, providing  
444 notice to the Probate Court of such petition. Any child or youth  
445 admitted voluntarily to the department may be placed in, or  
446 transferred to, any resource, facility or institution within the  
447 department or available to the commissioner, [except the Connecticut  
448 Juvenile Training School,] provided the commissioner shall give  
449 written notice to such child or youth and to the parent or guardian of  
450 the child of the commissioner's intention to make a transfer at least ten  
451 days prior to any actual transfer, unless written notice is waived by  
452 those entitled to receive it, or unless an emergency commitment of  
453 such child or youth is made pursuant to section 17a-502. Any child or  
454 youth admitted voluntarily to the department may be transferred to  
455 the supervision of the Department of Mental Health and Addiction  
456 Services or the Department of Developmental Services, in collaboration  
457 with the commissioner of the department to which the child is

458 transferred. The Commissioner of Children and Families shall provide  
459 written notice of his or her intention to make a transfer at least ten  
460 days prior to any actual transfer to a child fourteen years of age or  
461 older, or youth, and to the parent or guardian of the child or youth  
462 being transferred. If the department has previously filed a petition  
463 with the Probate Court under subsection (c) of this section, the  
464 commissioner shall provide notice of such petition to the court. The  
465 Commissioner of Children and Families may continue to provide  
466 services to the child or youth in collaboration with the department to  
467 which the child or youth has been transferred or may terminate the  
468 voluntary services if, in the commissioner's discretion, the department  
469 to which the child or youth has been transferred provides adequate  
470 services. The commissioner shall provide written notice of his or her  
471 intention to terminate services following a transfer to another  
472 department to a child fourteen years of age or older, or youth, and to  
473 the parent or guardian of such child or youth. If the department has  
474 previously filed a petition with the Probate Court under subsection (c)  
475 of this section, the commissioner shall provide notice of such petition  
476 to the court.

477 Sec. 13. Section 17a-12 of the general statutes is repealed and the  
478 following is substituted in lieu thereof (*Effective July 1, 2018*):

479 (a) When the commissioner, or the commissioner's designee,  
480 determines that a change of program is in the best interest of any child  
481 or youth committed or transferred to the department, the  
482 commissioner or the commissioner's designee may transfer such  
483 person to any appropriate resource or program administered by or  
484 available to the department, to any other state department or agency,  
485 or to any private agency or organization within or without the state  
486 under contract with the department; [provided no child or youth  
487 voluntarily admitted to the department under section 17a-11 shall be  
488 placed or subsequently transferred to the Connecticut Juvenile  
489 Training School; and further] provided no transfer shall be made to  
490 any institution, hospital or facility under the jurisdiction of the



491 Department of Correction, except as authorized by section 18-87,  
492 unless it is so ordered by the Superior Court after a hearing. When, in  
493 the opinion of the commissioner, or the commissioner's designee, a  
494 person fourteen years of age or older is dangerous to himself or herself  
495 or others or cannot be safely held at [the Connecticut Juvenile Training  
496 School, if a male, or at any other] any facility within the state available  
497 to the Commissioner of Children and Families, the commissioner, or  
498 the commissioner's designee, may request an immediate hearing  
499 before the Superior Court on the docket for juvenile matters where  
500 such person was originally committed to determine whether such  
501 person shall be transferred to the John R. Manson Youth Institution,  
502 Cheshire, if a male, or the York Correctional Institution, if a female.  
503 The court shall, within three days of the hearing, make such  
504 determination. If the court orders such transfer, the transfer shall be  
505 reviewed by the court every six months thereafter to determine  
506 whether it should be continued or terminated, unless the  
507 commissioner has already exercised the powers granted to the  
508 commissioner under section 17a-13 by removing such person from the  
509 John R. Manson Youth Institution, Cheshire or the York Correctional  
510 Institution. Such transfer shall terminate upon the expiration of the  
511 commitment in such juvenile matter.

512 (b) [Any delinquent child, if a male, may be placed at any time in  
513 the Connecticut Juvenile Training School.] The commissioner may  
514 transfer any child or youth committed to the commissioner to any  
515 institution, hospital or facility for mentally ill children under the  
516 commissioner's jurisdiction for a period not to exceed fifteen days if  
517 the need for such emergency treatment is certified by a psychiatrist  
518 licensed to practice medicine by the state.

519 Sec. 14. Section 17a-32 of the general statutes is repealed and the  
520 following is substituted in lieu thereof (*Effective July 1, 2018*):

521 (a) The name of the Department of Children and Families facility at  
522 Connecticut Valley Hospital in the city of Middletown shall be the

523 Albert J. Solnit Children's Center - South Campus.

524 [(b) The name of the Department of Children and Families facility in  
525 the city of Middletown shall be the Connecticut Juvenile Training  
526 School.]

527 [(c)] (b) The name of the Department of Children and Families  
528 facility in the town of East Windsor shall be the Albert J. Solnit  
529 Children's Center - North Campus.

530 [(d)] (c) The name of the Department of Children and Families  
531 facility in the town of Hartland shall be the Wilderness School.

532 Sec. 15. Section 17a-185 of the general statutes is repealed and the  
533 following is substituted in lieu thereof (*Effective July 1, 2018*):

534 Any officer of the state police or of an organized municipal police  
535 department may transport, with the sole written consent of the person  
536 transported, any person over sixteen years of age and less than  
537 eighteen years of age who appears to be away from home without  
538 permission of such person's parents or guardian or who appears to be  
539 suffering from lack of food, shelter or medical care to any public or  
540 private facility, provided institutions of the Department of Correction  
541 [ the Connecticut Juvenile Training School] and local police detention  
542 facilities shall not be used for such purpose. The person or  
543 organization to whom such person is transported shall, if practicable,  
544 inform such person's parent or guardian of such person's whereabouts  
545 within twelve hours. Such procedure shall be civil in nature, shall not  
546 constitute an arrest and shall be made solely for the purpose of  
547 safeguarding the interests and welfare of such person.

548 Sec. 16. Section 17a-201b of the general statutes is repealed and the  
549 following is substituted in lieu thereof (*Effective July 1, 2018*):

550 Equal privileges shall be granted to clergymen of all religious  
551 denominations to impart religious instruction to the inmates [of the

552 Connecticut Juvenile Training School, and] of each chartered or  
553 incorporated institution to which any minor may be committed by any  
554 court; and every reasonable opportunity shall be allowed such  
555 clergymen to give such inmates, belonging to their respective  
556 denominations, religious and moral instruction. The Commissioner of  
557 Children and Families shall prescribe reasonable times and places, not  
558 inconsistent with proper management, when and where such  
559 instruction, which shall be open to all who choose to attend, may be  
560 given.

561 Sec. 17. Subsection (b) of section 22a-1f of the general statutes is  
562 repealed and the following is substituted in lieu thereof (*Effective July*  
563 *1, 2018*):

564 (b) Environmental impact evaluations shall not be required for [the  
565 Connecticut Juvenile Training School project, as defined in section 4b-  
566 55, and] the extension of such project otherwise known as the  
567 Connecticut River Interceptor Sewer Project, or a project, as defined in  
568 subdivision (16) of section 10a-109c, which involves the conversion of  
569 an existing structure for educational rather than office or commercial  
570 use.

571 Sec. 18. Subsections (f) to (l), inclusive, of section 46b-140 of the  
572 general statutes are repealed and the following is substituted in lieu  
573 thereof (*Effective July 1, 2018*):

574 (f) If the court further finds that its probation services or other  
575 services available to the court are not adequate for such child, the court  
576 shall commit such child [to the Department of Children and Families]  
577 in accordance with the provisions of section 46b-141.

578 (g) Any child or youth coming within the jurisdiction of the court,  
579 who is found to be mentally ill, may be committed by said court to the  
580 Commissioner of Children and Families and, if the court convicts a  
581 child as delinquent and finds such child to be mentally deficient, the  
582 court may commit such child to an institution for mentally deficient

583 children or youth or delinquents. No such commitment may be  
584 ordered or continued for any child who has attained the age of twenty.  
585 Whenever it is found that a child convicted as delinquent or adjudged  
586 to be a member of a family with service needs would benefit from a  
587 work-study program or employment with or without continued school  
588 attendance, the court may, as a condition of probation or supervision,  
589 authorize such child to be employed for part or full-time at some  
590 useful occupation that would be favorable to such child's welfare, and  
591 the probation officer shall supervise such employment. For the  
592 purposes of this section, the limitations of subsection (a) of section 31-  
593 23 on the employment of minors under the age of sixteen years shall  
594 not apply for the duration of such probation or supervision.

595 (h) Whenever the court commits a child to the [Department of  
596 Children and Families] Court Support Services Division, there shall be  
597 delivered with the mittimus a copy of the results of the investigations  
598 made as required by section 46b-134. The court may, at any time,  
599 require from the [department] division in whose care a child has been  
600 placed such report as to such child and such child's treatment.

601 (i) If the delinquent act for which the child is committed to the  
602 [Department of Children and Families] Court Support Services  
603 Division is a serious juvenile offense, the court may set a minimum  
604 period of twelve months during which the child shall be placed in a  
605 residential facility operated by or under contract with said  
606 [department] division, as determined by the [Commissioner of  
607 Children and Families] Executive Director of the Court Support  
608 Services Division. No such commitment may be ordered or continued  
609 for any child who has attained the age of twenty. The setting of such  
610 minimum period shall be in the form of an order of the court included  
611 in the mittimus. For good cause shown in the form of an affidavit  
612 annexed thereto, the [Department of Children and Families] Court  
613 Support Services Division, the parent or guardian of the child or the  
614 child may petition the court for modification of any such order.

615 (j) Except as otherwise provided in this section, the court may order  
616 that a child be (1) committed to the [Department of Children and  
617 Families] Court Support Services Division and, after consultation with  
618 said [department] division, the court may order that the child be  
619 placed directly in a residential facility within this state and under  
620 contract with said [department] division, or (2) committed to the  
621 [Commissioner of Children and Families] Executive Director of the  
622 Court Support Services Division for placement by the [commissioner,  
623 in said commissioner's discretion] division, (A) with respect to the  
624 juvenile offenders determined by the [Department of Children and  
625 Families] Court Support Services Division to be the highest risk, in [the  
626 Connecticut Juvenile Training School, if the juvenile offender is a male,  
627 or in another] a state facility, presumptively for a minimum period of  
628 twelve months, or (B) in a private residential or day treatment facility  
629 within or outside this state, or (C) on parole. No such commitment  
630 may be ordered or continued for any child who has attained the age of  
631 twenty. The [commissioner] Executive Director of the Court Support  
632 Services Division shall use a risk and needs assessment classification  
633 system to ensure that children who are in the highest risk level will be  
634 placed in an appropriate secure treatment setting.

635 [(k) On or after May 21, 2004, no female child committed to the  
636 Department of Children and Families shall be placed in the  
637 Connecticut Juvenile Training School. Any female child placed in the  
638 Connecticut Juvenile Training School before May 21, 2004, shall be  
639 transferred to another appropriate facility not later than ninety days  
640 after May 21, 2004.]

641 [(l)] (k) Notwithstanding any provisions of the general statutes  
642 concerning the confidentiality of records and information, whenever a  
643 child convicted as delinquent is committed to the [Department of  
644 Children and Families, the Commissioner of Children and Families]  
645 Court Support Services Division, the Executive Director of the Court  
646 Support Services Division shall have access to the following  
647 information: (1) Educational records of such child; (2) records

648 regarding such child's past treatment for physical or mental illness,  
649 including substance abuse; (3) records regarding such child's prior  
650 placement in a public or private residential facility; (4) records created  
651 or obtained by the Judicial Department regarding such child; and (5)  
652 records, as defined in subsection (a) of section 17a-28. The  
653 [Commissioner of Children and Families] Executive Director of the  
654 Court Support Services Division shall review such information to  
655 determine the appropriate services and placement which will be in the  
656 best interest of the child.

657 Sec. 19. Subsection (e) of section 52-261a of the general statutes is  
658 repealed and the following is substituted in lieu thereof (*Effective July*  
659 *1, 2018*):

660 (e) The following fees shall be allowed and paid, except to state  
661 employees in the classified service: (1) For each arrest in criminal cases,  
662 one dollar and fifty cents; (2) for any necessary assistants in making  
663 criminal arrests, a reasonable sum, the necessity of such assistance to  
664 be proved by the oath of the officer; (3) for travel with a prisoner to  
665 court or to a community correctional center, forty cents a mile,  
666 provided (A) if more than one prisoner is transported at the same time,  
667 the total cost of travel shall be forty cents per mile for each prisoner  
668 transported up to a maximum of two dollars per mile, regardless of the  
669 number of prisoners transported, and (B) if a prisoner is transported  
670 for commitment on more than one mittimus, the total cost of travel  
671 shall be the same as for the transportation of one prisoner committed  
672 on one mittimus only; (4) for holding a prisoner in custody upon  
673 criminal process for each twelve hours or fraction thereof, to be taxed  
674 as expenses in the case, one dollar; (5) for holding a prisoner in custody  
675 by order of court, one dollar a day; (6) for keepers, for every twelve  
676 hours, in lieu of all other expenses, except in special cases to be  
677 approved by the court, five dollars; (7) for executing a mittimus of  
678 commitment to the Connecticut Correctional Institution, Somers, for  
679 each prisoner, one dollar and fifty cents; (8) for transporting any  
680 prisoner from a community correctional center to the Connecticut

681 Correctional Institution, Somers, or for transporting any person under  
682 commitment from a community correctional center to the John R.  
683 Manson Youth Institution, Cheshire, twenty-five cents a mile, to be  
684 taxed as expenses, provided, if more than one prisoner or person is  
685 transported, the total cost of travel shall be twenty-five cents per mile  
686 for each prisoner or person transported up to a maximum of one dollar  
687 per mile, regardless of the number of prisoners or persons transported;  
688 (9) for taking samples to a state chemist by order of court, two dollars,  
689 and for each mile of travel in going and returning, ten cents; and (10)  
690 [for service of a mittimus to commit to the Connecticut Juvenile  
691 Training School, necessary expenses and a reasonable compensation;  
692 and (11)] for producing any prisoner, held by criminal process, in court  
693 or before a judge under habeas corpus proceedings, twenty-five cents a  
694 mile travel and two dollars and fifty cents a day for attendance, to be  
695 taxed and allowed by the court or judge.

696 Sec. 20. Section 53a-171 of the general statutes is repealed and the  
697 following is substituted in lieu thereof (*Effective July 1, 2018*):

698 (a) A person is guilty of escape from custody if such person (1)  
699 escapes from custody, or (2) has been convicted as delinquent, has  
700 been committed to the [Department of Children and Families, and (A)  
701 fails to return from a leave authorized under section 17a-8a, or (B)]  
702 Court Support Services Division and escapes from a state or private  
703 facility or institution in which such person has been assigned or placed  
704 by the [Commissioner of Children and Families] Executive Director of  
705 the Court Support Services Division.

706 (b) If a person has been arrested for, charged with or convicted of a  
707 felony, escape from such custody is a class C felony, otherwise, escape  
708 from custody is a class A misdemeanor.

709 Sec. 21. Sections 7-63, 17a-3a, 17a-6b, 17a-6c, 17a-7, 17a-7a, 17a-8,  
710 17a-8a, 17a-10, 17a-13, 17a-27b, 17a-27d and 17a-64 of the general  
711 statutes are repealed. (*Effective July 1, 2018*)

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>from passage</i>	New section
Sec. 2	<i>July 1, 2018</i>	New section
Sec. 3	<i>July 1, 2018</i>	New section
Sec. 4	<i>July 1, 2018</i>	4b-55
Sec. 5	<i>July 1, 2018</i>	4b-58(a)
Sec. 6	<i>July 1, 2018</i>	10-233d(l)
Sec. 7	<i>July 1, 2018</i>	10-233k(b)
Sec. 8	<i>July 1, 2018</i>	12-19a(a)
Sec. 9	<i>July 1, 2018</i>	17a-3(a)
Sec. 10	<i>July 1, 2018</i>	17a-4(a)
Sec. 11	<i>July 1, 2018</i>	17a-6
Sec. 12	<i>July 1, 2018</i>	17a-11(b)
Sec. 13	<i>July 1, 2018</i>	17a-12
Sec. 14	<i>July 1, 2018</i>	17a-32
Sec. 15	<i>July 1, 2018</i>	17a-185
Sec. 16	<i>July 1, 2018</i>	17a-201b
Sec. 17	<i>July 1, 2018</i>	22a-1f(b)
Sec. 18	<i>July 1, 2018</i>	46b-140(f) to (l)
Sec. 19	<i>July 1, 2018</i>	52-261a(e)
Sec. 20	<i>July 1, 2018</i>	53a-171
Sec. 21	<i>July 1, 2018</i>	Repealer section

**Statement of Purpose:**

To implement the Governor's budget recommendations.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*